



7020-02

INTERNATIONAL TRADE COMMISSION

[Investigation No. 337-TA-1028]

Certain Mobile Device Holders and Components Thereof

Institution of Investigation

AGENCY: U.S. International Trade Commission

ACTION: Notice

SUMMARY: Notice is hereby given that a complaint was filed with the U.S. International Trade Commission on October 6, 2016, under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, on behalf of Nite Ize, Inc. of Boulder, Colorado. Supplements to the complaint were filed on October 21, 2016 and October 26, 2016. The complaint, as supplemented, alleges violations of section 337 based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain mobile device holders and components thereof by reason of infringement of certain claims of U.S. Patent No. 8,602,376 (“the ’376 patent”); U.S. Patent No. 8,870,146 (“the ’146 patent”); U.S. Patent No. D734,746 (“the ’746 patent”); and U.S. Patent No. D719,959 (“the ’959 patent”). The complaint further alleges that an industry in the United States exists as required by subsection (a)(2) of section 337.

The complainant requests that the Commission institute an investigation and, after the investigation, issue a general exclusion order, or in the alternative a limited exclusion order, and cease and desist orders.

ADDRESSES: The complaint, except for any confidential information contained therein, is available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street, S.W., Room 112, Washington,

D.C. 20436, telephone (202) 205-2000. Hearing impaired individuals are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on (202) 205-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at (202) 205-2000. General information concerning the Commission may also be obtained by accessing its internet server at <https://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <https://edis.usitc.gov>.

FOR FURTHER INFORMATION CONTACT: The Office of Unfair Import Investigations, U.S. International Trade Commission, telephone (202) 205-2560.

AUTHORITY: The authority for institution of this investigation is contained in section 337 of the Tariff Act of 1930, as amended, and in section 210.10 of the Commission's Rules of Practice and Procedure, 19 C.F.R. § 210.10 (2016).

SCOPE OF INVESTIGATION: Having considered the complaint, the U.S. International Trade Commission, on November 7, 2016, **ORDERED THAT** –

(1) Pursuant to subsection (b) of section 337 of the Tariff Act of 1930, as amended, an investigation be instituted to determine whether there is a violation of subsection (a)(1)(B) of section 337 in the importation into the United States, the sale for importation, or the sale within the United States after importation of certain mobile device holders and components thereof by reason of infringement of one or more of claims 1, 11, and 12 of the '376 patent; claims 1, 11, and 12 of the '146 patent; claim 1 of the '746 patent; claim 1 of the '959 patent, and whether an industry in the United States exists as required by subsection (a)(2) of section 337;

(2) For the purpose of the investigation so instituted, the following are hereby named as parties upon which this notice of investigation shall be served:

(a) The complainant is:

Nite Ize, Inc.
5660 Central Avenue
Boulder, CO 80301

(b) The respondents are the following entities alleged to be in violation of section 337, and are the parties upon which the complaint is to be served:

Shenzhen Youtai Trade Company Limited,
d/b/a NoChoice, Room 813, Gelinwangyuan
No. 96 Yunnan Road, Futian District
Shenzhen, Guangdong, China, 518000

REXS LLC,
16192 Coastal Highway
Lewes, DE 19958

Spinido, Inc.,
36 South 18th Avenue, Suite A
Brighton, CO 80601

Luo, Qiben, d/b/a Lita International Shop,
No. 10, Gaoxin South Four Road, Nanshan
Shenzhen, China 518057

Guangzhou Kuaguoyi E-commerce co., ltd.
d/b/a Kagu Culture,
C102, Mingzhu Creative Park No.66,
Xiaogang Garden Rd, Yuncheng Street
Baiyun, Guangzhou China, 510000

Shenzhen New Dream Technology Co.,
Ltd., d/b/a Newdreams,
Room 307, Haotai building Baomin Second
Road NO.1, Xixiang Street Bao'an,
Shenzhen, China, 518102

Shenzhen Gold South Technology Co., Ltd.
d/b/a Baidatong,
Room 616, West Of 6/F, Bldg. 102, Pengji
Shangbu Industrial Workshop, Shangbu
Industrial Zone, North Huaqiang Road,
Futian District, Shenzhen, Guangdong,
China, 518028

Sunpauto Co., ltd,
Unit 04, 7/F, Bright Way Tower, NO.33
Mong Kok Road, Kowloon, HK

Wang Zhi Gang d/b/a IceFox,
Room 806, Ge Lin Wang Yuan YanNan
Road, Futian District Shenzhen, China,
518000

Dang Yuya d/b/a Sminiker,
No.5, Jinlongsan Rd., Longgang District
Shenzhen, China, 518100

Shenzhen Topworld Technology Co. d/b/a
IdeaPro,
RM603, 6/F Hang Pont Comm Bldg. 31
Tonk In St., Cheung Sha Wan Kln, Hong
Kong, Hong Kong

Lin Zhen Mei d/b/a Anson
502, B Seat, 3 Building, Guandi Garden
Xian N7 area, Jiaan west Rd, Baoan Dist.
Shenzhen, Guangdong, China 518128

Wu Xuying d/b/a Novoland
No. 2336 Nanhai Road, Nanshan District
Shenzhen, China, 518054

Shenzhen New Dream Sailing Electronic
Technology Co., Ltd. d/b/a MegaDream
Room 1006, Modern International Mansion
Jintian Road, Futian District, Shenzhen,
Guangdong, China, 518048

Zhongsan Feiyu Hardware Technology
Co., Ltd d/b/a YouFo
13# Haotong Road, Minle Community,
Yongle Village DongFeng Town,
ZhongShan City Guangdong, China, 528400

Ninghuaxian Wangfulong Chaojishichang
Youxian Gongsu, Ltd., d/b/a EasybuyUS
RM 101, NO.12, 250 Lane, Kangshen Road,
Pudong Xinqu
Shanghai, China, 201315

Chang Lee d/b/a Frentaly
1795 Morningdale Circle
Duluth, GA 30097

Trendbox USA LLC d/b/a Trendbox

16419 North 91st Street, Suite 125

Scottsdale, AZ 85260

Tontek d/b/a Shenzhen Hetongtai

Electronics Co., Ltd.,

B1505, Niulanqian Bldg., Minzhi Street,

Longhua New Area, Shenzhen, Guangdong,

China, 518000

Scotabc d/b/a ShenChuang Opto-electronics

Technology Co., Ltd.,

Rm.1203A, Zhanyuan Business Bldg,

NO.912 Meilong Rd., Longhua town,

Longhua Dist. Shenzhen, Guangdong,

China, 068100

Tenswall d/b/a Shenzhen Tenswall

International Trading Co., Ltd.,

14837 Proctor Ave Ste A,

La Puente, CA 91746

Luo Jieqiong d/b/a Wekin
Room 1602, Building 20 Hua Sheng Shi Ji
Xin Cheng Yu Hua Dist Chang Sha, China,
410100

Pecham d/b/a Baichen Technology Ltd.
RM 20A, Kiu Fu Comm Bldg 300 Lockhart
Rd. Wan Chai, Hong Kong

Cyrift d/b/a Guangzhou Sunway E-
Commerce LLC.,
D202 Guangzhou Trade Business Center
Guangzhou, China, 510000

Rymemo d/b/a Global Box, LLC.
310 Ferguson Rd
Dunbar, PA 15431

Wang Guoxiang d/b/a Minse
Rm 609, Block 2, Xinghu Garden No.9 Jinbi
Rd, Luohu Dist Shenzhen, Guangdong,
China, 518028

Yuan I d/b/a Bestrix

No. 10, Group 1 Qingyuan Street, Wangying
Town Lichuan City, Hubei, China, 445400

Zhiping Zhou d/b/a Runshion

31F, Dong C, Jinganghuating, Baoandadao,
Baoanqu Shenzhenshi, Guangdong, China,
518000

Huijukon d/b/a Shenzhen Hui Ju Kang

Technology Co. Ltd.,
#1218 Lianhua Building No2008, Shennan
Middle Street, Futian Dist Shenzhen, China,
518000

Barsone d/b/a Shenzhen Senweite Electronic
Commerce Ltd.,

Rm 201, Building A, No.1 Qianwan 1st Rd
Qianhai SZ-HK Cooperation Zone Shenzhen
City, China, 518103

Oumeiou d/b/a Shenzhen Oumeiou

Technology Co., Ltd.,
F3 Comprehensive Bldg of Nankeng 2nd
Industrial Park, Bantian Street, Longgang

Shenzhen, China, 518112

Grando d/b/a Shenzhen Dashentai Network
Technology Co., Ltd.,
806 Dongbian Building No.222 Minzhi
Road, Minzhi Street Longhuaxinqu,
Shenzhen, China, 518109

Shenzhen Yingxue Technology Co., Ltd.
Room 14H, Haojingmingyuan Phase II
No.28 Zhengqing Road, Buji Town,
Longgang District, Shenzhen,
China, 518112

Shenzhen Longwang Technology Co., Ltd.,
d/b/a LWANG
B21, 5/F, West Of Bldg. 4, Seg Tech Park,
Huaqiang North Rd., Futian Dist., Shenzhen,
Guangdong, China, 518000

Hu Peng d/b/a AtomBud
Room 602, Unit 1, Dongfangqinyuan 2
Pingan Road, Longgang District Shenzhen,
China, 518112

(c) The Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street, S.W., Suite 401, Washington, D.C. 20436; and

(3) For the investigation so instituted, the Chief Administrative Law Judge, U.S. International Trade Commission, shall designate the presiding Administrative Law Judge.

Responses to the complaint and the notice of investigation must be submitted by the named respondents in accordance with section 210.13 of the Commission's Rules of Practice and Procedure, 19 C.F.R. § 210.13. Pursuant to 19 C.F.R. §§ 201.16(e) and 210.13(a), such responses will be considered by the Commission if received not later than 20 days after the date of service by the Commission of the complaint and the notice of investigation. Extensions of time for submitting responses to the complaint and the notice of investigation will not be granted unless good cause therefor is shown.

Failure of a respondent to file a timely response to each allegation in the complaint and in this notice may be deemed to constitute a waiver of the right to appear and contest the allegations of the complaint and this notice, and to authorize the administrative law judge and the Commission, without further notice to the respondent, to find the facts to be as alleged in the complaint and this notice and to enter an initial determination and a final determination containing such findings, and may result in the issuance of an exclusion order or a cease and desist order or both directed against the respondent.

By order of the Commission.

Issued: November 7, 2016

Lisa R. Barton

Secretary to the Commission